

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION

JOHN BRAUCHLE and ABIGAIL BRAUCHLE

PLAINTIFFS

VS.

CIVIL ACTION NUMBER: 1:09CV659-LG-RHW

STATE FARM FIRE AND CASUALTY CO.,  
and JOHN DOES I-X and JANE DOES I-X

DEFENDANTS

**JOINT MOTION TO DISMISS PLAINTIFFS' CLAIMS FOR RECOVERY**  
**PURSUANT TO THE NFIP**

COME NOW, the parties John Brauchle, Abigail Brauchle, plaintiffs, and State Farm Fire and Casualty Company, defendant, and move the Court pursuant to FED. R. CIV. P. 41 to dismiss all claims made by plaintiffs for additional recovery under their National Flood Insurance Program policy.

WHEREFORE, PREMISES CONSIDERED, the parties request the Court enter an order dismissing, with prejudice, all claims for further recovery under plaintiffs' policy of insurance with the National Flood Insurance Program.

Respectfully submitted, this the 26<sup>th</sup> day of October, 2009.

/s/ Charles C. Wimbelry, III  
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/s/ H. Scot Spragins  
H. SCOT SPRAGINS, MSB #7748  
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Attorney for Defendant State Farm Fire and Casualty Company

**CERTIFICATE OF SERVICE**

I, **H. SCOT SPRAGINS**, one of the attorneys for the Defendant, **STATE FARM FIRE & CASUALTY COMPANY**, do hereby certify that I have on this date electronically filed the foregoing document with the Clerk of Court using the ECF system which sent notification of such filing to all counsel of record.

DATED: October 26, 2009.

/s/H. Scot Spragins  
**H. SCOT SPRAGINS**

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